

REMARKS

Favorable reconsideration and allowance of the subject application are respectfully requested in view of the following remarks.

Summary of the Office Action

Claim 1 stands rejected under 35 U.S.C. §112, second paragraph, as being indefinite.

Claim 1 stands allowable if amended to overcome the rejection under 35 U.S.C. §112, second paragraph.

Summary of the Response to the Office Action

Applicant amends claim 1 by this amendment. Claim 1 is currently pending.

The Disposition of the Claims

Applicant appreciates the Examiner's indication that claim 1 would be allowable if amended to overcome the rejection under 35 U.S.C. §112, second paragraph, as set forth at paragraph 2 of the Office Action. In accordance with this indication, Applicant amends claim 1 to address the Examiner's concerns. Accordingly, Applicant respectfully submits that claim 1 is in condition for allowance.

In addition, while Applicant agrees that claim 1 is allowable and patentably distinguish over the prior art, Applicant respectfully does not acquiesce that patentability resides only in the features expressed at paragraph 3 of the Office Action, nor that each and every feature recited in the claim is required for patentability.

Claim Rejection Under 35 U.S.C. §112, Second Paragraph

Claim 1 stands rejected under 35 U.S.C. §112, second paragraph, as being indefinite. In particular, the Office Action states that the limitation "the current value constant," as recited at line 11 of claim 1, lacks sufficient antecedent basis.

Applicant has amended claim 1 to address the Examiner. In addition, Applicant respectfully submits that claim 1, as presently-presented, fully complies with the requirements of 35 U.S.C. §112, second paragraph. Accordingly, the Examiner's consideration and withdrawal of this rejection are respectfully requested.

Conclusion

In view of the foregoing, withdrawal of the rejection and allowance of the pending claim are earnestly solicited. Should there remain any questions or comments regarding this response or the application in general, the Examiner is urged to contact the undersigned at the number listed below.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 

Victoria D. Hao

Registration No. 47,630

Dated: November 19, 2003

Customer No.: 009629

MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

Telephone: 202.739.3000

Facsimile: 202.739.3001